

SECOND REGULAR SESSION  
[PERFECTED]  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1117**  
**96TH GENERAL ASSEMBLY**

4765H.03P

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To amend chapter 226, RSMo, by adding thereto eight new sections relating to the Missouri and Midwest Rail Integration and Improvement Commission.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 226, RSMo, is amended by adding thereto eight new sections, to be  
2 known as sections 226.1250, 226.1252, 226.1254, 226.1256, 226.1258, 226.1260, 226.1262, and  
3 226.1264, to read as follows:

226.1250. The provisions of sections 226.1250 to 226.1264 shall be known as the  
2 "Missouri and Midwest Rail Integration and Improvement Commission Act".

226.1252. As used in sections 226.1250 to 226.1264, the following terms mean:

2 (1) "Commission", the Missouri and Midwest Rail Integration and Improvement  
3 Commission;

4 (2) "Department", the Missouri department of transportation;

5 (3) "Improved rail system", a system of tracks designed for trains capable of  
6 traveling at speeds in excess of one hundred fifty miles per hour.

226.1254. 1. The commission shall be composed of fifteen members as follows:

2 (1) Twelve public members appointed by the governor; and

3 (2) Three ex officio members as follows:

4 (a) The director of the state department of transportation;

5 (b) The director of the state department of economic development; and

6 (c) A representative of a class I freight railroad company regulated by the federal  
7 railroad commission.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

8           **2. A person appointed as a public member of the commission shall be a resident of**  
9 **the state. Public members of the commission shall include the following:**

- 10           **(1) Local elected officials who have expressed interest in improved rail;**  
11           **(2) Former elected officials with transportation policy expertise;**  
12           **(3) Individuals with professional expertise in long-term financing of infrastructure;**  
13 **and**  
14           **(4) Individuals with expertise in transportation or railroad infrastructure projects.**  
15

16 **The appointed members shall reflect the geographic diversity of the state and shall include**  
17 **representation from all regions of the state.**

18           **3. Commission members shall be appointed within forty-five days after the effective**  
19 **date of sections 226.1250 to 226.1264.**

20           **4. The governor shall designate one public member of the commission to serve as**  
21 **the chair of the commission and one public member to serve as the vice chair of the**  
22 **commission.**

**226.1256. 1. An ex officio member of the commission vacates the person's position**  
2 **on the commission if the person ceases to hold the position that qualifies the person for**  
3 **service on the commission.**

4           **2. An ex officio member may designate a representative to serve on the commission**  
5 **in the member's absence. A representative designated under this subsection shall be an**  
6 **officer or employee of the state agency that employs the ex officio member.**

**226.1258. 1. A public member of the commission is not entitled to compensation**  
2 **but is entitled to reimbursement for the travel expenses incurred by the member while**  
3 **transacting commission business.**

4           **2. An ex officio member's service on the commission is an additional duty of the**  
5 **underlying position that qualifies the member for service on the commission. The**  
6 **entitlement of an ex officio member to compensation or to reimbursement for travel**  
7 **expenses incurred while transacting commission business is governed by the law that**  
8 **applies to the member's service in that underlying position, and any payment to the**  
9 **member for either purpose must be made from an appropriation that may be used for the**  
10 **purpose and is available to the state agency that the member serves in that underlying**  
11 **position.**

**226.1260. 1. The commission shall meet at least monthly at the times and places in**  
2 **this state that the chair designates until April 2013 and at least quarterly thereafter.**

3           **2. Members of the commission may participate in commission meetings by**  
4 **teleconference or video conference.**

5           **3. A majority of the members of the commission constitute a quorum for**  
6 **transacting commission business.**

**226.1262. 1. The Commission shall:**

2           **(1) Prepare and issue a report to the governor, the general assembly, and the public**  
3 **recommending the best governmental structure for a public-private partnership to design,**  
4 **build, operate, maintain, and finance an improved rail system for Missouri and the**  
5 **midwest. The report shall include specific recommendations for legislation, if statutory**  
6 **change is required, or specific administrative regulations, if regulatory change is required,**  
7 **to implement the recommended improved rail system. The report shall include**  
8 **recommended sources for the funding of an improved rail system including private sources**  
9 **of capital and revenue bonds. The report shall contain recommendations for integrating**  
10 **the improved rail system into existing and planned Amtrak expansions, airports, and**  
11 **public transportation systems. The report shall include recommendations for federal,**  
12 **state, and local actions for the development and implementation of an improved rail**  
13 **system. The report shall be issued by March 20, 2013;**

14           **(2) Prepare a follow-up report that details the status of recommendations issued by**  
15 **the commission and any revised and updated recommendations based on further public**  
16 **and stakeholder input. The follow-up report shall be issued by February 1, 2013;**

17           **(3) Develop a process to receive public and stakeholder input on opinions and**  
18 **proposals for building, designing, maintaining, operating, and financing an improved rail**  
19 **system for Missouri and the midwest. The process must include the solicitation and receipt**  
20 **of formal expressions of interest and other testimony from global improved rail operators**  
21 **including, without limitation, Amtrak;**

22           **(4) Solicit and receive formal testimony, both written and oral, from representatives**  
23 **of the other states in the midwest including, without limitation, representatives from units**  
24 **of local government;**

25           **(5) Work collaboratively with the department on any planning projects for**  
26 **improved rail administered by the department to comply with any federal improved rail**  
27 **requirements including, without limitation, the solicitation of public input and comments.**

28           **2. In implementing subsection 1 of this section, the commission shall consult with**  
29 **and receive testimony from global improved rail operators including, without limitation,**  
30 **Amtrak.**

31           **3. Nothing in sections 226.1250 to 226.1264 shall preclude the department from**  
32 **planning for any improved rail.**

**226.1264. The department may provide staff and other support to the commission**  
2 **from money available to the department that may be used for this purpose. The general**  
3 **assembly may also specifically appropriate money to the department to provide staff and**

- 4 other support to the commission. The commission may accept monetary gifts and grants  
5 from any public or private source. The commission may also accept in-kind gifts.

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